

# Exhibit 12

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1-877-DOC-RETR (1-877-362-7387) (Additional Charges Apply)

**This docket is current through 02/24/2021**


**Current Date:** 3/11/2021

**Source:** U.S. District Court, Middle District of Pennsylvania (Harrisburg)  
**Court:** U.S. District Court, Middle District of Pennsylvania (Harrisburg)  
**Case Title:** [Adlife Marketing & Communications Company, INC v. Musser's, INC](#)  
**Case:** 1:19-CV-01828  
**Judge:** Chief Judge [John E. Jones, III](#)  
**Date Filed:** 10/21/2019  
**Date Closed/Terminated:** 10/26/2020  
**Case Status:** CLOSED, COPYRIGHT, HBG, STANDARD

#### SYNOPSIS INFORMATION

**Allegations:** Defendant committed copyright infringement against plaintiff by using the plaintiff's copyrighted photographs of food on its weekly advertisements for their food products without authorization.

**Damages:** Actual or \$150,000 in statutory damages, accounting, interest, expenses, fees and costs.

**COMPLAINT (MANUALLY RETRIEVED)**  [Original Image of this Document \(PDF\)](#)

#### CASE INFORMATION

**Case Number:** 1:19CV01828  
**Jury Demand:** Both  
**Nature of Suit:** Property Rights: Copyrights (820)  
**Key Nature of Suit:** Intellectual Property; Copyright (260.05)  
**Jurisdiction:** Federal Question  
**Cause:** [17 USC 101](#) Copyright Infringement

#### PARTICIPANT INFORMATION

##### Adlife Marketing & Communications Company, INC

**Type:** Plaintiff  
**Attorney:** [Richard P. Liebowitz](#)  
**Status:** LEAD ATTORNEY; ATTORNEY TO BE NOTICED  
**Firm Name:** Liebowitz Law Firm, PLLC  
**Attorney Address:** 11 Sunrise Plaza, Suite 305  
Valley Stream, NY 11580  
**Attorney Phone:** 516-233-1660  
**Email Address:** RL@LiebowitzLawFirm.com

##### Musser's, INC

**Type:** Defendant  
**Attorney:** [Carol Steinour Young](#)  
**Status:** ATTORNEY TO BE NOTICED  
**Firm Name:** McNees, Wallace & Nurick

**Attorney Address:** 100 Pine Street  
 P.O. Box 1166  
 Harrisburg, PA 17108-1166

**Attorney Phone:** 717-237-5342

**Attorney Fax:** 717-237-5300

**Email Address:** csteinour@mcneeslaw.com

**Attorney:** [David J. Shannon](#)

**Status:** ATTORNEY TO BE NOTICED

**Attorney Terminated:** TERMINATED: 12/19/2019

**Firm Name:** Marshall Dennehey Warner Coleman & Goggin

**Attorney Address:** 1845 Walnut St.  
 Philadelphia, PA 19103

**Attorney Phone:** 215-575-2615

**Attorney Fax:** 215-575-0856

**Email Address:** DJShannon@MDWCG.com

**Attorney:** [Emily N. Doan](#)

**Status:** ATTORNEY TO BE NOTICED

**Firm Name:** McNees Wallace & Nurick, LLC

**Attorney Address:** 100 Pine Street  
 P.O. Box 1166  
 Harrisburg, PA 17108

**Attorney Phone:** 717-237-5258

**Email Address:** edoan@mcneeslaw.com

#### DOCKET PROCEEDINGS (20)

Entry #:	Date:	Description:		
19	10/26/2020	STIPULATION of Dismissal and Settlement by Adlife Marketing & Communications Company, INC. (Liebowitz, Richard) (Entered: 10/26/2020)	<a href="#">View</a>	<a href="#">Add to request</a>
	10/26/2020	DOCKET ANNOTATION: AO 121 form and stipulation of voluntary dismissal mailed to register of copyrights, (mw) (Entered: 10/26/2020)		<a href="#">Send Runner to Court</a>
18	10/06/2020	SCHEDULING ORDER: Final Pretrial Conference set for 11/2/2020 09:30 AM before Chief Judge John E. Jones III. See order for all deadlines and call instructions (eo) (Entered: 10/06/2020)	<a href="#">View</a>	<a href="#">Add to request</a>
17	07/27/2020	NOTICE by Adlife Marketing & Communications Company, INC Order (Liebowitz, Richard) (Entered: 07/27/2020)	<a href="#">View</a>	<a href="#">Add to request</a>
16	02/12/2020	NOTICE of Appearance by David J. Shannon on behalf of Musser's, INC (Shannon, David) (Entered: 02/12/2020)	<a href="#">View</a>	<a href="#">Add to request</a>
15	12/30/2019	Order # 2 PRACTICE ORDER (eo) (Entered: 12/30/2019)	<a href="#">View</a>	<a href="#">Add to request</a>
14	12/30/2019	ORDER # 1 - STANDARD CASE MANAGEMENT TRACK Final Pretrial Conference set for 11/2/2020. Jury Selection set for 12/2/2020 09:30AM before	<a href="#">View</a>	<a href="#">Add to request</a>

		Honorable John E. Jones III. See order for all deadlines. (eo) (Entered: 12/30/2019)		
12	12/19/2019	CASE MANAGEMENT PLAN (Amended) by Musser's, INC. (Doan, Emily) (Entered: 12/19/2019)	<a href="#">View</a>	<a href="#">Add to request</a>
11	12/19/2019	WITHDRAWAL OF ATTORNEY APPEARANCE - Attorney David J. Shannon terminated on behalf of Musser's, Inc.. (Shannon, David) (Entered: 12/19/2019)	<a href="#">View</a>	<a href="#">Add to request</a>
10	12/19/2019	CASE MANAGEMENT PLAN by Adlife Marketing & Communications Company, INC. (Liebowitz, Richard) (Entered: 12/19/2019)	<a href="#">View</a>	<a href="#">Add to request</a>
9	12/12/2019	ANSWER to <a href="#">1</a> Complaint by Musser's, INC.(Doan, Emily) (Entered: 12/12/2019)	<a href="#">View</a>	<a href="#">Add to request</a>
8	12/10/2019	NOTICE of Appearance by Carol Steinour Young on behalf of Musser's, INC (Young, Carol) (Entered: 12/10/2019)	<a href="#">View</a>	<a href="#">Add to request</a>
7	12/10/2019	NOTICE of Appearance by Emily N. Doan on behalf of Musser's, INC (Doan, Emily) (Entered: 12/10/2019)	<a href="#">View</a>	<a href="#">Add to request</a>
6	12/05/2019	NOTICE of Appearance by David J. Shannon on behalf of Musser's, INC (Shannon, David) (Entered: 12/05/2019)	<a href="#">View</a>	<a href="#">Add to request</a>
5	11/20/2019	ORDER The joint case management plans in these cases SHALL BE FILED by orbefore December 19, 2019. (eo) (Entered: 11/20/2019)	<a href="#">View</a>	<a href="#">Add to request</a>
4	11/04/2019	SCHEDULING ORDER: Case Management Conference set for 12/30/2019 11:30 AM before Honorable John E. Jones III. See attached court calendar. The 4 dates attributed to each trial term must be utilized when completing the JCMP.(eo) (Entered: 11/04/2019)	<a href="#">View</a>	<a href="#">Add to request</a>
3	10/22/2019	Report to Com. Patent & Trademarks re: Complaint(mfa) (Entered: 10/22/2019)	<a href="#">View</a>	<a href="#">Add to request</a>
2	10/22/2019	Summons Issued as to All Defendants and provided TO ATTORNEY ELECTRONICALLY VIA ECF for service on Defendant(s)in the manner prescribed by <a href="#">Rule 4 of the Federal Rules of Civil Procedure.</a> (NOTICE TO ATTORNEYS	<a href="#">View</a>	<a href="#">Add to request</a>

RECEIVING THE SUMMONS  
ELECTRONICALLY: You  
must print the summons and  
the attachment when you  
receive it in your e-mail and  
serve them with the complaint  
on all defendants in the  
manner prescribed by [Rule 4  
of the Federal Rules of Civil  
Procedure](#)). (Attachments:  
# [1](#) Summons Packet) (mfa)  
(Entered: 10/22/2019)

10/22/2019

DOCKET ANNOTATION:  
Attorney Richard Liebowitz  
is advised that the special  
admissions form can be found at  
[http://www.pamd.uscourts.gov/  
forms/petition-admission-  
practice](http://www.pamd.uscourts.gov/forms/petition-admission-practice) (mfa) (Entered:  
10/22/2019)

[Send Runner to Court](#)

1

10/21/2019

COMPLAINT against Musser's,  
INC ( Filing fee \$400, Receipt  
Number 0314-4905110),  
filed by Adlife Marketing &  
Communications Company,  
INC. (Attachments: # [1](#) Civil  
Cover Sheet, # [2](#) Exhibit(s))  
(mfa) (Entered: 10/22/2019)

[View](#)

[Add to request](#)

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